

**SUPPLEMENTAL DECLARATION  
FOR UTILITY OR DESIGN PATENT  
APPLICATION  
(37 CFR 1.63)**

Attorney Docket Number	AERX-062
First Named Inventor	Schuster et al.
<b>COMPLETE IF KNOWN</b>	
Application Number	09/107,306
Filing Date	June 30, 1998
Group Art Unit	3764
Examiner Name	L. Hamilton

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TEMPERATURE CONTROLLING DEVICE FOR AEROSOL DRUG DELIVERY**

the specification of which:

is attached hereto

OR

was filed on June 30, 1998 as United States Application Number or PCT International Application Number 09/107,306 and was amended on December 7, 1999 and March 29, 2000 (if applicable).

I hereby declare that the subject matter of the  attached amendment or  amendment filed on December 7, 1999 and March 29, 2000 was part of my or our invention and was invented before the filing date of the original application, above identified for such invention.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined by 37 CFR 1.56.

Insofar as the subject matter of each of the claims of this application are not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designating at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) having a filing date before that of the application(s) of which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application(s) designating the United States of America, listed below.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
08/752,946	11/21/1996	5,906,202

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Name	Registration Number	Name	Registration Number
Karl Bozicevic	28,807	Bret E. Field	37,620
Carol L. Francis	36,513	Pamela J. Sherwood	36,677
Dianna L. DeVore	42,484	Paula A. Borden	42,344
Alan W. Cannon	34,977		

#### DIRECT ALL CORRESPONDENCE TO:

Name	Karl Bozicevic				
Address	BOZICEVIC, FIELD & FRANCIS LLP				
Address	200 Middlefield Road, Suite 200				
City, State, Zip	Menlo Park, CA 95025				
Country	U.S.A.	Telephone	650-327-3400	Facsimile	650-327-3231

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### Name of Sole or First Inventor:

Given Name (first and middle [if any])		Family Name or Surname				
JEFFREY A.		SCHUSTER				
Inventor's Signature						Date 28 JUN 00
Residence: City	Oakland	State	CA	Country	U.S.A.	Citizenship
Post Office Address	7188 Sayre					U.S.A.
Post Office Address	7188 Sayre					
City	Oakland	State	CA	Zip	94611	Country
						U.S.A.

Name of Second Inventor:							
Given Name (first and middle [if any])				Family Name or Surname			
CHRISTOPHER J.				FLAIM			
Inventor's Signature	<i>Christopher J. Flaim</i>				Date		<i>7 July '00</i>
Residence: City	Modesto	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address	3708 Almond Blossom Court						
Post Office Address	3709 Almond Blossom Court						
City	Modesto	State	CA	Zip	95356	Country	U.S.A.

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